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Dana G. Bradshaw

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TRANSCRIPT OF PROCEEDINGS

DEC - 8 1992

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

IN THE MATTER OF:

MM DOCKET NO. 92-122

CALVARY EDUCATIONAL
BROADCASTING NETWORK, INC.

For Renewal of License
of Station KOKS (FM)
Poplar Bluff, Missouri

DATE OF HEARING: November 18, 1992

VOLUME: 4

PLACE OF HEARING: Poplar Bluff, MO

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FREE STATE REPORTING, INC.

Court Reporting Depositions
D.C. Area 261-1902
Balt. & Annap. 974-0947

Before the
FEDERAL COMMUNICATIONS COMMISSION
 Washington, D.C. 20554

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DEC - 8 1992

 In the matter of:)

CALVARY EDUCATIONAL
 BROADCASTING NETWORK, INC.)

POPLAR BLUFF, MISSOURI)
 -----)

FEDERAL COMMUNICATIONS COMMISSION
 OFFICE OF THE SECRETARY

MM Docket No. 92-122

The above-entitled matter come on for
 hearing pursuant to Notice before Judge Joseph Stirmer,
 Administrative Law Judge, at Butler County Courthouse,
 Poplar Bluff, Missouri, on November 18, 1992, at 9:02
 a.m.

APPEARANCES:

On behalf of Mass Media Bureau:

James Shook, Esquire
 2025 M Street, N.W.
 Washington, D.C. 20554

On behalf of KOKS:

Joseph E. Dunne III, Esquire
 May & Dunne, Chartered
 1000 Thomas Jefferson Street, N.W., Suite 1000
 Washington, D.C. 20007

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24	Hearing began: 9:02 a.m.	Hearing Ended: 5:55 p.m.
25	Lunch Break Began: 12:30	Lunch Break Ended: 1:00

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1 P R O C E E D I N G S

2 JUDGE STIRMER: Good morning. Mr. Stewart,
3 when we recessed yesterday evening, you were on the
4 witness stand. Would you please resume the witness
5 stand, sir? Are there any preliminary matters?

6 MR. DUNNE: Yes, sir, Your Honor, if I could.

7 JUDGE STIRMER: Yes.

8 MR. DUNNE: Your Honor, before Mr. Shook
9 resumes cross-examination of this witness on KOKS
10 Exhibit No. 2, I think it is clear from the results of
11 yesterday that there was a great deal of confusion.
12 Mr. Stewart exhibited some confusion in his testimony,
13 and that confusion, I am told, is the result of a
14 medical condition or conditions, specifically high
15 blood pressure and the medication that he takes as a
16 result of that, which may call into question the
17 witness's physical ability to endure cross-examination
18 and testify completely and accurately as to his
19 recollections.

20 If I may for the record, I would like to ask
21 Mr. Stewart some questions establishing his physical
22 condition and turn it over to Mr. Shook.

23 JUDGE STIRMER: Very well. Please proceed.
24 Whereupon,

25 DON STEWART

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1 | having been first duly sworn, was called as a witness
2 | herein and was examined and testified as follows:

3 | RE-DIRECT EXAMINATION

4 | BY MR. DUNNE:

5 | Q Mr. Stewart, it is true that you have been
6 | suffering for some time with high blood pressure. Is
7 | that correct?

8 | A Yes.

9 | MR. SHOOK: Your Honor, before we go on, I
10 | would have an objection to the question. I would like
11 | it if the witness was testifying rather than counsel.

12 | JUDGE STIRMER: All right. Please don't lead
13 | the witness, Mr. Dunne.

14 | MR. DUNNE: Okay.

15 | BY MR. DUNNE:

16 | Q Mr. Stewart, can you describe for the Judge
17 | and the record your physical conditions and any
18 | limitations that you might have on your ability to
19 | testify?

20 | A I do have high blood pressure. I have had a
21 | stroke. I have had a CAT scan. I do have permanent
22 | damage. I am on total disability.

23 | Q What is the physical effects, if any, of high
24 | blood pressure? How does it affect you?

25 | A Anything that excites you raises your

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1 | pressure.

2 | Q And when your blood pressure is raised, what,
3 | if any, physical effects does that have on you?

4 | A It blocks out your mental thinking.

5 | Q Stress or other excitement raises your blood
6 | pressure? Is that correct?

7 | A Yes, that is true.

8 | Q And the trial and other effects having to do
9 | with the trial have had a physical impact on you. Is
10 | that correct?

11 | A Yes, it has.

12 | MR. SHOOK: Your Honor, I have the same
13 | objection.

14 | JUDGE STIRMER: All right. Please, Mr.
15 | Dunne, don't lead the witness.

16 | BY MR. DUNNE:

17 | Q Mr. Stewart, do you take any medication for
18 | your blood pressure?

19 | A Yes, I take 30 milligrams of Procardia per
20 | day.

21 | Q Okay. And what is the effect of that? I
22 | mean, what physical effects or side effects does it
23 | have?

24 | A It lowers the blood pressure. It also
25 | reduces the memory ability. Now in the process they

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1 | gave me some 10 milligrams of Procardia, that if I run
2 | -- if I get into this stressful -- uncontrollable, that
3 | I can put this under my tongue and break it, and then
4 | it will surmise (sic) the pressure, the blood pressure.

5 | MR. DUNNE: Mr. Shook.

6 | RECROSS-EXAMINATION

7 | BY MR. SHOOK:

8 | Q Mr. Stewart, have you taken any medication
9 | this morning?

10 | A Yes.

11 | Q And what medication did you take?

12 | A Upon arising this morning, I took my normal
13 | 30 milligrams of Procardia and two aspirins. And then
14 | at 8 o'clock, knowing that I was coming to this here, I
15 | took one of these 10 milligrams also. So I am quite
16 | sedated.

17 | Q Are you scheduled to take any more medication
18 | today?

19 | A I only take one of these 30 milligrams per
20 | day under normal conditions.

21 | Q What time did you arise this morning?

22 | A At 20 minutes after 4.

23 | Q Is that, you know, the normal time for you to
24 | get out of bed?

25 | A Yes. The normal time is 10 minutes after 4.

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1 Q Have you had any duties at the radio station
2 this morning?

3 A Yes.

4 Q And what duties were they?

5 A I was -- I arrived at the station at 4:30. I
6 did my maintenance check, and then I became airborne at
7 5 till 8.

8 Q Until what time, sir?

9 A At 8 o'clock this morning.

10 JUDGE STIRMER: You had an air shift at 5
11 until 8?

12 THE WITNESS: Yes.

13 BY MR. SHOOK:

14 Q And what is involved in your air shift?

15 A The first hour, the first hour and a half is
16 light, and at 6:30 we have Focus on the Family. At 7
17 o'clock we have the Bible and E. Vernon McGee. And
18 then at 7:30 we, three times a week, have Randy Groves.
19 Otherwise, for 10 minutes I play music of some type.
20 At 20 minutes till 8 I have Joyce Myers, 15 minutes.
21 And then from 7:55 I usually have two promos and one
22 song, which ends up the 8 o'clock shift.

23 Q Is your 5-to-8 air shift a normal shift for
24 you?

25 A Yes.

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1 Q Is it something that you do, what? Five days
2 a week?

3 A No.

4 Q How many days a week do you do that?

5 A Seven.

6 Q Oh, you do this seven days a week? And how
7 long have you had this, you know, three-hour air shift
8 seven days per week?

9 A Four years.

10 Q Okay. What, if any, interruption to this
11 schedule did the stroke occasion?

12 A I had my stroke by myself one morning a
13 little after 5 o'clock. And I did not realize what it
14 was at the time, but when I tried to give a live ID, I
15 could not speak. I had a tremendous headache, and I
16 realized at this time that I had had a stroke. I was
17 not familiar with them. I had not been around anyone
18 that had experienced this.

19 MR. SHOOK: Your Honor, could we go off the
20 record for a second?

21 JUDGE STIRMER: Let me ask the witness a
22 question. Mr. Stewart, were you hospitalized as a
23 result of the stroke?

24 THE WITNESS: I was not hospitalized because
25 I didn't have any money. Now I went home after my

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1 shift and would stay in the dark room day after day for
2 approximately a week.

3 JUDGE STIRMER: Did you have medical
4 attention?

5 THE WITNESS: Not that day.

6 JUDGE STIRMER: Subsequently?

7 THE WITNESS: It was approximately a week
8 before I finally went to the doctor.

9 JUDGE STIRMER: Now what did the doctor say?

10 THE WITNESS: Well, he said apparently I had
11 had a stroke, and he wanted me to take a CAT scan to
12 make sure.

13 JUDGE STIRMER: And was a CAT scan given to
14 you?

15 THE WITNESS: The doctor has it now, and I
16 was referred to a doctor at the Lucy Lee Hospital,
17 which deals in this type of situation.

18 JUDGE STIRMER: And what was the result of
19 the CAT scan examination?

20 THE WITNESS: It showed that I had had a
21 stroke.

22 JUDGE STIRMER: And what --

23 THE WITNESS: Not a major stroke, but a light
24 stroke affecting my speech and the part of the brain
25 that remembers.

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1 JUDGE STIRMER: When did this occur?

2 THE WITNESS: The same day that we were
3 scheduled to go to Smith's.

4 JUDGE STIRMER: Go to where?

5 THE WITNESS: Mrs. Smith.

6 JUDGE STIRMER: This was in what year?

7 THE WITNESS: In '91.

8 JUDGE STIRMER: In '91?

9 THE WITNESS: Yes, in January. I mean,
10 February of '91, the same day. When I got off of my
11 shift, we were going to Mrs. Smith's, and I went with
12 them.

13 JUDGE STIRMER: All right. Do you want to
14 approach the bench?

15 MR. SHOOK: Yes, Your Honor.

16 JUDGE STIRMER: Would you please step down
17 for a moment, Mr. Stewart? And, Counsel, please
18 approach the bench. Do you want this on the record?

19 MR. SHOOK: Yes, Your Honor. Your Honor, I
20 feel that it would be appropriate to continue the
21 cross-examination. From what this witness is telling
22 us, he is doing his air shift for seven days, three
23 hours a day. His memory appeared to be relatively
24 remarkable in the time slot this morning for his air
25 shift. He also remembers it today. He knows certain

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1 | events that tie into his stroke. Now I am not saying
2 | that he doesn't have a medical condition. I am not
3 | saying that it doesn't have, you know, some impact on
4 | the man's ability to testify. But in listening to him
5 | this morning, he is fully capable of talking about, you
6 | know, what went on at the radio station in terms of his
7 | activities and his knowledge. To have him, you know,
8 | not available for cross-examination regardless of what
9 | happens to his direct testimony --

10 | JUDGE STIRMER: Mr. Dunne, do you want to
11 | respond?

12 | MR. DUNNE: I do, Your Honor. I think it is
13 | clear that, you know, it is the morning. People who
14 | have strokes or have high blood pressure usually are
15 | better in the morning. That stress and time decreases
16 | their competency. There is a vast difference between
17 | the physical capability and the ability to respond to
18 | questions and remember things, as we saw this afternoon
19 | to this morning. You know, whether the man does an air
20 | shift or whatever, that is something that he
21 | essentially does every day. It is routine. It is not
22 | stressful. It is just what he does every morning.
23 | Here we are talking about essentially being under a
24 | great deal of stress, having to, you know, remember and
25 | do all of the that this gentleman is more or less

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1 | limited in doing. I admit, and I think it is clear
2 | that he is, you know, a better witness this morning
3 | than he was yesterday afternoon. I would suggest, Your
4 | Honor, that if we continue cross-examination, we are
5 | probably going to get -- you know, create more stress
6 | and more tiredness and less and less coherence.

7 | JUDGE STIRMER: Let me ask you this, Mr.
8 | Shook. What would you cross-examine this witness about
9 | that you couldn't cross-examine Mrs. Stewart about? I
10 | mean, is there anything that he knows separate and
11 | independent of Mrs. Stewart?

12 | MR. SHOOK: Well, at least from the way his
13 | written testimony appears, there are places where it is
14 | written, "I did this" and "I did that," "I said this"
15 | and "I said that." And at least where it is written,
16 | he is the person that knows what is happening. Now,
17 | granted, on some of the things that came up yesterday,
18 | it is apparent that there are a number of things that
19 | he has actually third hand. But to the extent that his
20 | testimony reflects "I did this" or "I did that," you
21 | know, I would certainly wish to ask him questions about
22 | that activity. And then there are a number of letters
23 | that he signed, and I have no way of dealing with that
24 | other than by asking him: Did you sign this letter?
25 | Why did you sign this letter? Did you understand what

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1 this letter was about? And I can't get that through
2 Mrs. Stewart.

3 MR. DUNNE: Your Honor, his written
4 testimony, if I can just respond to that. One of the
5 things I spoke about this morning with Mr. Shook, in
6 the hopes of eliminating Mr. Stewart's time on the
7 stand and therefore the parts of the testimony that are
8 essentially duplicative or essentially corroborative of
9 Mrs. Stewart. And there are about five paragraphs in
10 his testimony that --

11 MR. SHOOK: If I could, just for a second,
12 along those lines.

13 JUDGE STIRMER: Sure.

14 MR. SHOOK: Perhaps a way of dealing with
15 this thing is to have Mrs. Stewart, you know, come on
16 first, and you know at that point we will have a much
17 clearer idea when we get to Mr. Stewart where some
18 things have already covered, the person who really
19 knows about it is his wife. If we go the other
20 approach --

21 JUDGE STIRMER: How about that, Mr. Dunne?
22 Suppose we have Mr. Stewart temporarily withdrawn from
23 the witness stand and we proceed with Mrs. Stewart?
24 And after we are finished with her, Bureau counsel can
25 make a decision as to whether or not he needs Mr.

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1 Stewart.

2 MR. DUNNE: Your Honor, quite frankly, Mr.
3 Stewart waited around yesterday, and that was my
4 mistake. I should have put him on in the morning if I
5 was going to put him on. If we wait until Mrs.
6 Stewart's testimony is completed and it is later in the
7 afternoon, he is tired and he is going to experience
8 some stress all day. I believe we may have the same
9 problem.

10 JUDGE STIRMER: All right. Well, wait just
11 one moment. Do you have witnesses to go on this
12 afternoon after we finish with Mrs. Stewart?

13 MR. SHOOK: I can get Mr. Ramage. I can get
14 Mrs. Hillis.

15 JUDGE STIRMER: All right. So what we could
16 do is make an arrangement where, if we need Mr.
17 Stewart, we will take him first thing tomorrow morning.
18 We will interrupt or we will finish with a witness this
19 evening and have him come back first thing in the
20 morning when he is fresh and able to testify perhaps in
21 a more coherent manner, if we need him. But I think
22 this is a good suggestion.

23 MR. DUNNE: For the record, Your Honor, I
24 think counsel and I, or at least I suggested to counsel
25 this morning, I believe there are the five paragraphs

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1 in Mr. Stewart's testimony that are not duplicated in
2 some way Mrs. Stewart. He went that time to
3 Crutchfield's house by himself in 1988. He went to
4 Mrs. Smith's house by himself in 1988. He spoke to
5 Charlie Lampe about how many filters to put on a TV set
6 in 1991, and he also spoke, he also has some testimony
7 about the transmitter readings and I just want to put
8 that on the record. The rest of it is really --
9 correct me if I am wrong, Counsel, is duplicated by
10 Mrs. Stewart.

11 MR. SHOOK: It is quite conceivable, but what
12 I would like to do, Your Honor, is this evening Mr.
13 Dunne and I can sit down and go over, you know,
14 paragraph by paragraph. Mr. Dunne did speak with me
15 this morning. He did mention which paragraphs he
16 thought were duplicative. And just as an initial
17 reaction, I suspect that he is probably right. I
18 simply haven't had time to think about it.

19 JUDGE STIRMER: All right.

20 MR. SHOOK: This evening, we could --

21 JUDGE STIRMER: I think that is the way that
22 we should proceed. We'll have Mr. Stewart withdrawn at
23 this time and have Mrs. Stewart testify, and hopefully
24 we will eliminate any need to have Mr. Stewart return
25 and his testimony can be withdrawn. If not, then we'll

1 proceed this afternoon with some of your witnesses.

2 MR. SHOOK: Yes, certainly.

3 JUDGE STIRMER: And then we will go forward
4 with Mr. Stewart tomorrow morning first thing if we
5 need him. Is that all right?

6 MR. SHOOK: Okay.

7 MR. DUNNE: I think that's probably a good
8 compromise --

9 JUDGE STIRMER: All right. I think that is
10 probably the best thing we can do at this time.

11 MR. SHOOK: All right. And along those
12 lines, it would probably be best for --

13 MR. DUNNE: Mr. Stewart to be excused?

14 MR. SHOOK: -- to have him just go home.

15 JUDGE STIRMER: All right. He can go home
16 for today and just let him rest.

17 MR. DUNNE: Okay. Would it be helpful for
18 the record for Mr. Stewart to testify, how -- even if
19 he's not needed, how he prepared his testimony?

20 MR. SHOOK: Well, we could do that either now
21 or we could do that tomorrow morning.

22 MR. DUNNE: Yes.

23 MR. SHOOK: It doesn't matter to me.

24 JUDGE STIRMER: Well, we can have his wife
25 testify to that, if they were done together or in the

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1 same manner.

2 MR. DUNNE: Okay. Well, how about Mrs.
3 Stewart's testimony?

4 MR. SHOOK: Well, that is something that we
5 can work out tonight. My, my thought right now is --

6 MR. DUNNE: Quite frankly, Your Honor, his
7 testimony is really inaccurate yesterday and I think it
8 needs to be cleared up. Somebody needs to clarify Mr.
9 Stewarts testimony.

10 JUDGE STIRMER: Perhaps Mrs. Stewart could do
11 that. She is knowledgeable about it. All right. That
12 will be the ruling. We will proceed in that fashion.
13 We will have Mr. Stewart withdrawn temporarily at this
14 time and we will have Mrs. Stewart testify, and then
15 when she is finished we will have the Bureau witnesses.
16 And then you all get together this evening and decide
17 whether or not you need Mr. Stewart himself to return
18 tomorrow morning to get any additional testimony. But
19 if he is called to give any additional testimony, I
20 want his testimony limited to those areas that Mrs.
21 Stewart didn't cover.

22 MR. SHOOK: Mr. Dunne and I will work
23 together on that.

24 JUDGE STIRMER: All right.

25 MR. SHOOK: And I will endeavor to, you know,

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1 | comply with --

2 | JUDGE STIRMER: All right. Because I don't
3 | want to put him through anything that he doesn't have
4 | to go through.

5 | MR. SHOOK: All right.

6 | JUDGE STIRMER: All right. Thank you very
7 | much.

8 | MR. DUNNE: Your Honor, may I have a moment
9 | to consult with my client?

10 | JUDGE STIRMER: Certainly. All right. Off
11 | the record.

12 | (Off the record.)

13 | (Back on the record.)

14 | JUDGE STIRMER: Mr. Shook, do we have another
15 | witness for cross-examination? Mr. Dunne? Mrs.
16 | Stewart? Is she the next witness?

17 | MR. DUNNE: Yes, Your Honor.

18 | JUDGE STIRMER: All right. Mrs. Stewart,
19 | would you please come forward and be sworn? Please
20 | raise your right hand.

21 | Whereupon,

22 | NINA STEWART

23 | having been first duly sworn, was called as a witness
24 | herein and was examined and testified as follows:

25 | JUDGE STIRMER: Would you please have a seat,

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1 ma'am?

2 MR. DUNNE: Your Honor, before Mr. Shook
3 begins his cross-examination, Mrs. Stewart this morning
4 pointed out an error in the testimony that she wanted
5 to correct before we go forward.

6 JUDGE STIRMER: Very well.

7 DIRECT EXAMINATION

8 BY MR. DUNNE:

9 Q Mrs. Stewart, do you have before you what has
10 been marked, identified and admitted as the testimony
11 of Nina Stewart, KOKS, Exhibit No. 3?

12 A Yes.

13 Q Will you refer to page 1, paragraph 1, of
14 that testimony, Mrs. Stewart?

15 A Yes.

16 Q After reviewing your testimony prior to this
17 morning, is there a mistake or an error in that
18 testimony that you would like to correct?

19 A Yes.

20 Q And what error or mistake is that, Mrs.
21 Stewart?

22 A It is, "The station has never had much
23 revenue, with total income ... contributions never
24 exceeding \$95,000." It should be "\$195,000."

25 Q That should be \$195,000?

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1 A Yes, the 1 is missing.

2 Q And with that correction, and you have
3 reviewed this testimony again. Is everything else true
4 and correct to the best of your knowledge?

5 A Yes.

6 MR. DUNNE: Thank you, Your Honor. Your
7 witness.

8 JUDGE STIRMER: Very well. Mr. Shook,
9 cross-examination?

10 MR. SHOOK: Thank you, Your Honor.

11 CROSS-EXAMINATION

12 BY MR. SHOOK:

13 Q Ms. Stewart, if there is -- you know, if I
14 ask you a question and you don't understand what it is
15 that I am asking, just tell me and I will try to
16 rephrase my question so that I can make it
17 understandable. If I am speaking too softly or if I am
18 speaking unclearly and you can't hear me, just say so
19 and I will try to raise my voice so that you can hear
20 me and you can understand what I am saying. You can
21 hear me fine now? Right?

22 A Yes.

23 Q Okay. Now, Mrs. Stewart, what is the role
24 that you have at present at the radio station?

25 A I am the secretary and manager combined. I

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1 do whatever job needs to be done, really, but I am
2 basically manager and secretary.

3 Q And how long have you operated in that
4 capacity?

5 A For about two and a half years.

6 Q So that takes us back until approximately
7 when?

8 A It takes us back until about June of '89.

9 Q And what capacity or role did you have at the
10 radio station, if any, prior to June of 1989?

11 A Just a secretary.

12 Q And what were your duties as secretary?

13 A I kept the books, and also I greeted the
14 people that came in. I kept up with the station logs,
15 kept up with the station public file.

16 Q So that means you were physically at the
17 radio station on a daily basis?

18 A Yes.

19 Q And that was from the time the radio station
20 began to operate in October of 1988?

21 A Yes.

22 Q Okay. Now who was it, or if there was more
23 than one person, who performed the functions of manager
24 that you now perform?

25 A Jim Baggett performed it for about two

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1 months, and then Ben Tippettt performed it until June of
2 '89.

3 Q Okay. I couldn't --

4 A I'm sorry.

5 JUDGE STIRMER: Would you please speak up?

6 THE WITNESS: Yes. I'm sorry. Jim Baggett
7 performed the duties for about two or three months. I
8 don't know just exactly, but somewhere in that time.
9 And then Ben Tippettt did that until June of '89. He
10 followed Mr. Baggett.

11 BY MR. SHOOK:

12 Q Okay. Can you tell me how Calvary
13 Educational Broadcasting Network Inc. is organized from
14 the standpoint of who was on the Board of Directors, or
15 you know whatever the organizational structure is?

16 A Whatever the organization? There was just
17 some interested people that's interested, and that's
18 how it came about. They got together and formed a
19 corporation, those that were interested.

20 Q Okay. Well, what I am asking now is, who is
21 a part of the governing body of Calvary?

22 A Don Stewart is president. Alan Teserau is
23 vice president, and myself as secretary. And then we
24 have Carl Clanahan as a director. We have -- oh, Dale
25 Vermillion is another director. And also Alan Teserau

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1 serves as a director as well as vice president.

2 Q Now what functions, if any, does Alan -- is
3 it Teserau? Is that the name?

4 A Teserau. Yes, sir.

5 Q Okay. What functions does he have, if any,
6 at the radio station?

7 A He does, he does not have any functions
8 whatsoever at the radio station. He is a farmer, and
9 he just was interested in helping to organize it.

10 Q Now how long has Mr. Teserau been a part of
11 Calvary?

12 A From the beginning.

13 Q Meaning back in 1987?

14 A Let me see. Let me see if he was. No, he
15 wasn't. I'm trying to think. No, he didn't come on
16 there until about '89, '88 or '89. From '89, I would
17 say the year '89. He was active in it before that as a
18 supporter, and then he came on as an officer.

19 Q Did he take someone's place?

20 A Yes, he took Mr. Baggett's place when
21 Mr. Baggett left.

22 Q Okay. So Mr. Teserau has never had anything
23 really to do with the operations of the radio station?

24 A Not the daily operations, no.

25 Q Okay. And Mr. Clanahan? Is it Mr. or

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1 Dr. Clanahan?

2 A Doctor.

3 Q What role, if any, does Dr. Clanahan have at
4 the radio station?

5 A Not on a daily basis, no, nothing.

6 Q And does he hold any office?

7 A Just a director.

8 Q Just a director?

9 A Yes.

10 Q Has Dr. Clanahan's role changed from the time
11 the radio station came on the air to the present?

12 A No.

13 Q And then the last name that you mentioned,
14 Dale?

15 A Vermillion.

16 Q Vermillion?

17 A Yes, Vermillion.

18 Q Vermillion? Okay. What, if any, role does
19 Mr. Vermillion have at the radio station?

20 A Just as a director. He does not work there
21 on a daily basis at the radio station. He is an active
22 supporter.

23 Q Now, am I correct in assuming that the Board
24 of Directors meets --

25 A On a yearly basis. That is the way it was

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